

FILED

OFFICE OF THE ATTORNEY GENERAL

APR 24 04013064

Title 107 STATE ENERGY OFFICE

Chapter 6 - APPEALS PROCEDURES

001 Any party aggrieved by a decision of the Office under these rules, including a local government entity, shall be entitled to appeal such decision to the Board. The aggrieved party shall file a notice of appeal within 30 days of the Office's decision. The notice shall be filed with the Director of the Office as Chairperson of the Board, and shall include the name and address of the appealing party and set forth in detail the relief being sought on appeal. The notice of appeal shall be placed on the next agenda of the Board and the Board shall then set a time and place for a hearing. The Board shall notify all parties by certified mail of the time and place of hearing. Such notice shall be mailed at least 14 days prior to the date set for the hearing. Any failure to give notice of appeal within the 30 day time limit may be waived by the Board for good cause shown.

002 In all contested hearings, each party shall be permitted to testify and present evidence without limitation as to time. The appellant shall first adduce evidence; the appellee shall then adduce evidence and the appellant shall be permitted to introduce rebuttal or impeachment evidence only, except that this rule may be waived. Witnesses may be required to testify under oath or affirmation. In non-contested cases, each person desiring to speak shall be limited to five minutes, but this rule may be waived by the Chairman or the majority vote of the members of the Board.

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FILED
Allen J. Beermann
Secretary of State

APR 20 1984

APPROVED:
Date 4-19-84

Governor

APPROVED
Paul L. Douglas
ATTORNEY GENERAL
By: [Signature]
ASSISTANT ATTORNEY GENERAL
Date 4-3-84